

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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SEAN JELEN,
individually and on behalf of a class,

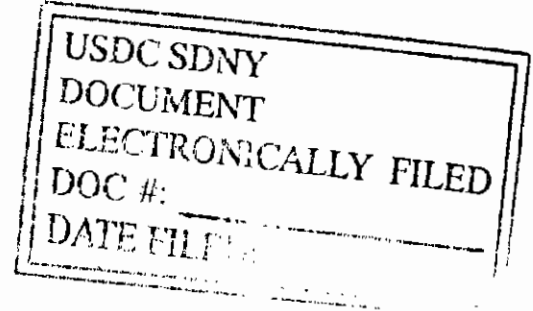
Plaintiffs,

v.

TD BANK, NA,

Defendant.
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7:10-cv-3553-SCR
Judge Robinson



NOTICE OF DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Sean Jelen hereby dismisses his individual claims against TD Bank, N.A. with prejudice, and dismisses the class claims against Defendant without prejudice, and without costs, with each party to bear its own attorney's fees.

Respectfully Submitted,

s/Daniel A. Edelman
Daniel A. Edelman

Care Closed

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SO ORDERED:

STEPHEN C. ROBINSON
UNITED STATES DISTRICT JUDGE
7/26/10